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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

09/870,406

Filing Date

May 29, 2001

First Named Inventor

John Clark Lagarias

Group Art Unit

1652

Examiner Name

Yong D. Pak

Total Number of Pages in This Submission

Attorney Docket Number

407T-907720US

## ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
  - ☐ Fee Attached
- ☐ Amendment / Response
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
  - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Additional Enclosure(s) (please identify below):

receipt acknowledgment  
postcard  
4 References

### Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Tom Hunter, Reg. No. 38,498,

Quine Intellectual Property Law Group P.C.

Signature

Date

April 12, 2004

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, DC 20231 on this date: April 12, 2004

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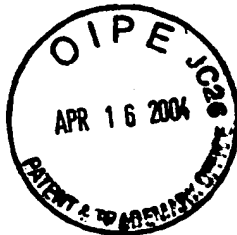
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GUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By

Chianti Appaling

Attorney Docket No. 407T-911220US  
Client Ref. No. 2000-462-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Alan M. Fogelman, et al.

Application No.: 10/187,215

Filed: June 28, 2002

For: ORALLY ADMINISTERED  
PEPTIDES TO AMELIORATE  
ATHEROSCLEROSIS

Examiner: Yong D. Pak

Art Unit: 1652

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR § 1.97 and  
§ 1.98

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

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04/21/2004 DENMANU1 00000002 500893 10187215

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representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed after the mailing date of the first Office Action and more than three months after the filing date, but prior to the Notice of Allowance or Final Office Action. Please deduct \$180.00, pursuant to 37 CFR §1.17(p), from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

*This paper is submitted in duplicate.*

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Tom Hunter', is written over the printed name.

Tom Hunter, J.D., Ph.D.  
Reg. No. 38,498

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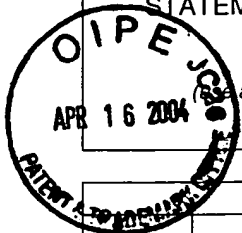
Substitute for form 1449A-B/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(as many sheets as necessary)

## Complete if Known

Application Number	09/870,406
Filing Date	May 29, 2001
First Named Inventor	John Clark Lagarias
Group Art Unit	1652
Examiner Name	Yong D. Pak
Attorney Docket Number	407T-907720US
Date Submitted	April 12, 2004



## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appeal
		Number	Kind Code (if known)			

## FOREIGN PATENT DOCUMENTS

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		Office	Number	Kind Code (if known)				

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	1	TAIZ ET AL. (1998) Phytochrome Chapter 17, Plant Physiology 1st Sinauer Associates, Inc. Publishers, pp. 487	
	2	(1988) Dorland's Illustrated Medical Dictionary, pp. 113, 1362	
	3	KUSUGI ET AL. (2002) Interactions of the Aribidopsis E2F and DP Proteins Confers Their Concomitant Nuclear Translocation and Transactivation Plant Physiology Vol 128 pp. 833-843	
	4	GURALNICK ET AL. (1996) The Plant Cell Transport of DNA into the Nuclei of Xanopus Oocytes by a Modified VirE2 Protein of Agrobacterium. Vo. 8, pp. 363-373	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.